

DEPARTMENT OF ADMINISTRATIVE HEARINGS (45)

AGENCY PLAN: STATEMENT OF PURPOSE, GOALS AND BUDGET SUMMARY

STATEMENT OF PURPOSE:

The Department of Administrative Hearings will help support the Mayor's initiative to create a cleaner city by establishing an efficient and cost-effective manner to adjudicate cases in an impartial and independent forum.

AGENCY GOALS:

1. Adjudicate blight code violations issued by authorized City agents.
2. Streamline adjudication of code violations by providing administrative hearings.
3. Enhance collectibility of fines and fees, through garnishments and liens utilizing the Department's decisions and orders.
4. Adjudicate violations with sensitivity to their impact on the escalating problem of blight in Detroit.

AGENCY FINANCIAL SUMMARY:

2008-09 <u>Requested</u>		2007-08 <u>Budget</u>	2008-09 <u>Recommended</u>	Increase (Decrease)
\$ 2,189,713	City Appropriations	\$ 2,199,607	\$ 2,207,840	\$ 8,233
\$ 2,189,713	Total Appropriations	\$ 2,199,607	\$ 2,207,840	\$ 8,233
\$ 887,067	City Revenues	\$ 887,067	\$ 886,982	\$ (85)
\$ 887,067	Total Revenues	\$ 887,067	\$ 886,982	\$ (85)
\$ 1,302,646	NET TAX COST:	\$ 1,312,540	\$ 1,320,858	\$ 8,318

AGENCY EMPLOYEE STATISTICS:

2008-09 <u>Requested</u>		2007-08 <u>Budget</u>	04-04-08 <u>Actual</u>	2008-09 <u>Recommended</u>	Increase (Decrease)
<u>6</u>	City Positions	<u>6</u>	<u>6</u>	<u>6</u>	<u>0</u>
6	Total Positions	6	6	6	0

ACTIVITIES IN THIS AGENCY:

	2007-08 <u>Budget</u>	2008-09 <u>Recommended</u>	Increase (Decrease)
Blight Violation Adjudication	\$ 2,199,607	\$ 2,207,840	\$ 8,233
Total Appropriations	\$ 2,199,607	\$ 2,207,840	\$ 8,233

DEPARTMENT OF ADMINISTRATIVE HEARINGS (45)

DEPARTMENT OF ADMINISTRATIVE HEARINGS ACTIVITY INFORMATION

ACTIVITY DESCRIPTION: BLIGHT VIOLATIONS ADJUDICATION

The Department of Administrative Hearings (DAH) incorporates the Municipal Ordinance Violations Bureau's (MOVB) collection process into its system, thereby establishing new procedures for the administration, adjudication and collection of blight violations into one framework. The Zoning, Environmental, and Property Maintenance branches of the MOVB are now adjudicated under the Department of Administrative Hearings. The DAH will assess civil fines and costs pursuant to the schedules of violations for the Blight Ordinances. Under the DAH, violation notices will contain hearing dates, so no separate citation will be generated, and hearings will yield Decisions and Orders with which a defendant must comply or appeal to the 3rd Circuit Court of Michigan.

GOALS:

1. Adjudicate unlimited numbers of blight code violations issued by authorized City agents.
2. Streamline adjudication of code violations by providing administrative hearings.
3. Enhance collectibility of fines and fees, through garnishments and liens utilizing the Department's decisions and orders.
4. Adjudicate violations with sensitivity to their impact on the escalating problem of blight in Detroit.

MAJOR INITIATIVES FOR FY 2007-08:

The DAH opened its doors in January 2005 at 561 E. Jefferson. Since then, 122,807 blight violation notices have been issued by the enforcing agencies and 113,458 DAH hearings have been held. The total future volume of violations are not known, but it is expected to decrease in subsequent years, as the deterrent effects of the increased enforcement effort continue to accrue throughout the city. Fines and revenues are recorded for Solid Waste/Illegal violations in the Department of Environmental Affairs, and fines and revenues for Zoning and Property Maintenance Violations are recorded in the Department of Buildings Safety Engineering.

PLANNING FOR THE FUTURE FY 2008-09, FY 2009-10, and BEYOND:

The DAH will begin to hear blight violation cases out in the community in 2008. These neighborhood-based DAH hearings are aimed at enabling residents of the city a shorter commute and enhanced parking, as well as the opportunity to have cases heard in the neighborhoods where the violations actually occur.

The DAH is also seeking to expand its jurisdiction to include dangerous buildings and right-of-way signage and advertising violations.

Additionally, the DAH will seek to increase compliance with DAH orders and judgments by initiating online and phone payment options, as well as instituting a judgment notification process to work in tandem with the collections effort.

DEPARTMENT OF ADMINISTRATIVE HEARINGS (45)***BLIGHT VIOLATIONS ADJUDICATION MEASURES AND TARGETS***

Type of Performance Measure:	2005-06	2006-07	2007-08	2008-09
List of Measures	Actual	Actual	Projection	Target
Outputs: Units of Activity directed toward Goals				
Number of zoning division violations heard	11,350	11,350	13,000	14,000
Number of environmental division violations heard	9,350	9,350	10,000	10,500
Number of property maintenance division violations heard	20,700	20,700	22,000	23,000
Average number of days between violation issuance and hearing date	55	55	55	55
Percent of Decisions and Orders appealed	<1%	<1%	<1%	<1%
Percent of Decisions and Orders overturned	0%	0%	0%	0%
Efficiency: Program Costs related to Units of Activity				
Percent of Orders in delinquency	50%	50%	45%	40%
Percent of cases that are no-show	50%	50%	45%	40%
Activity Costs	\$1,582,305	\$2,307,397	\$2,199,607	\$2,207,840

CITY OF DETROIT
Department of Administrative Hearings
Financial Detail by Appropriation and Organization

Administration	2007-08 Redbook		2008-09 Dept Final Request		2008-09 Mayor's Budget Rec	
	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Blight Violation Adjudication						
<i>APPROPRIATION</i>						
<i>ORGANIZATION</i>						
11159 - Blight Violation Adjudication						
450010 - Administration	6	\$2,199,607	6	\$2,189,713	6	\$2,207,840
APPROPRIATION TOTAL	6	\$2,199,607	6	\$2,189,713	6	\$2,207,840
ACTIVITY TOTAL	6	\$2,199,607	6	\$2,189,713	6	\$2,207,840

CITY OF DETROIT
Budget Development for FY 2008-2009
Appropriations - Summary Objects

	2007-08 Redbook	2008-09 Dept Final Request	2008-09 Mayor's Budget Rec
AC0545 - Blight Violation Adjudication			
<i>A45000 - Department of Administrative Hearings</i>			
SALWAGESL - Salary & Wages	365,811	365,811	384,491
EMPBENESL - Employee Benefi	241,803	241,803	241,250
PROFSVCSL - Professional/Con	1,298,460	1,298,460	1,298,460
OPERSUPSL - Operating Suppli	10,000	10,000	10,000
OPERSVCSL - Operating Servic	278,533	268,639	268,639
CAPEQUPSL - Capital Equipmei	5,000	5,000	5,000
<i>A45000 - Department of Administrativ</i>	<i>2,199,607</i>	<i>2,189,713</i>	<i>2,207,840</i>
AC0545 - Blight Violation Adjudication	2,199,607	2,189,713	2,207,840
Grand Total	2,199,607	2,189,713	2,207,840

CITY OF DETROIT
Budget Development for FY 2008-2009
Appropriation Summary - Revenues

	2006-07 Actuals	2007-08 Redbook	2008-09 Dept Final Request	2008-09 Mayor's Budget Rec	Variance
A45000 - Department of Administrative Hearir					
<i>11159 - Blight Violation Adjudication</i>					
446100 - Administration Fee	134,944	677,922	677,922	677,922	0
448150 - Other Fees-State	(7,672)	0	0	0	0
448300 - Circuit Court Appeals F	395	900	900	400	(500)
448301 - Motion Fee	7,440	8,160	8,160	8,160	0
449165 - Personal Services-Engl	99,999	200,000	200,000	200,000	0
472150 - Other Miscellaneous	553	85	85	500	415
<i>11159 - Blight Violation Adjudication</i>	235,659	887,067	887,067	886,982	(85)
A45000 - Department of Administrative He	235,659	887,067	887,067	886,982	(85)
Grand Total	235,659	887,067	887,067	886,982	(85)

**CITY OF DETROIT
MAYOR'S 2008-2009 RECOMMENDED BUDGET**

Department of Administrative Hearings

Appropriation	REDBOOK FY 2007	DEPT REQUEST	MAYORS FY 2008
Organization	2008 FTE	FY 2008 2009 FTE	2009 FTE
Classification			
11159 - Blight Violation Adjudication			
450010 - Administration			
Dir of Administrative Hearings	1	1	1
Mgr of Administrative Hearings	1	1	1
Administrative Specialist I	1	1	0
Principal Accountant	1	1	1
Office Assistant III	2	2	2
Admin Asst GD II	0	0	1
Total Administration	6	6	6
Total Blight Violation Adjudication	6	6	6
Agency Total	6	6	6